IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRI.APPLN.NO.178 OF 2007
IN
CRI.W.P.NO.1426 OF 2003

Rajeev S.Modi ..Applicant

Vs.

State of Maharashtra & Anr. ..Respondents

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Mr.Santosh Murthy i/b Mr.S.V.Marwadi advocate for applicant
Smt.A.S.Pai APP for State
Mr.Amit Sheth Advocate for Respondent No.2
Mr.Pankaj Modi Respondent No.3 in person for Respondent No.3 and Respondent No.4

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : OCTOBER 30, 2007

P.C.

1. Heard the learned advocate for the applicant, the learned advocate for the Respondent No.2 who is the main contesting Respondent. Respondent No.3 Pankaj Modi is present in person and he states that he represents himself as well as Respondent No.4 Ketki Modi who is his wife.

2. This is an application for restoration of Cri.Writ Petition No.1426 of 2003. Perused the application. Sufficient cause has been made out

for restoration. Writ Petition No.1426 of 2003 is restored to file. It is made clear that if costs of Rs.5000/- as directed by this Court in the order dated 30.10.2007 passed in Cri.Application No.177 of 2007 is not paid to the complainant by 20.11.2007, this application as well as Writ Petition No.1426 of 2007 shall stand dismissed without reference to the Court.

3. Application is disposed of.

[SMT.V.K.TAHILRAMANI, J.]